

March 2, 1994

LB 379, 693  
LR 2

and not voting.

SPEAKER WITHEM: LB 693 passes. As I announced earlier we will not be reading LB 779. There's a question about, for your information, there is a question about a need for an A bill on that particular bill that needs to be resolved before it's read. The next item is LR 2CA.

ASSISTANT CLERK: (Read LR 2CA on Final Reading.)

SPEAKER WITHEM: All provisions of law relative to procedure having been complied with, the question is shall LR 2 pass? You are reminded this is a constitutional amendment to be submitted to the voters, it requires 30 votes to be referred. Record, Mr. Clerk.

ASSISTANT CLERK: (Read record vote. See page 954 of the Legislative Journal.) The vote is 39 ayes, 5 nays, 1 present and not voting, 4 excused and not voting.

SPEAKER WITHEM: LR 2CA passes. Mr. Clerk, next item.

ASSISTANT CLERK: Mr. President, with respect to LB 379, Senator Beutler would move to return the bill to Select File for specific amendment.

SPEAKER WITHEM: Senator Beutler.

SENATOR BEUTLER: Senator Withem, members of the Legislature, I think this is a noncontroversial amendment. You may recall that there is a provision in the bill that gives the Attorney General concurrent jurisdiction with the county attorney in the prosecution of any offense or offenses under the provisions of the act. I had intended to take this out at Select, but that didn't happen. But what the amendment does is to eliminate the Attorney General as having concurrent jurisdiction and returning to our traditional theory that the county attorneys would be the primary prosecutors of actions unless there is some extraordinary reason for doing otherwise. That's all that the amendment does and I know the bankers who are most interested in this bill have no objection to that. I'd move it be returned for that amendment.

SPEAKER WITHEM: Question is, shall LB 379 be returned to Select File, a debatable motion, Senator Abboud.